

## Message Text

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70/53

ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 SAJ-01

IO-13 ACDA-07 /080 W

----- 063312

R 051430Z AUG 76 CORRECTED COPY FOR MRN

FM USMISSION USBERLIN

TO AMEMBASSY BONN

INFO SECSTATE WASHDC 2909

C O N F I D E N T I A L USBERLIN 1623

C O R R E C T E D C O P Y (MRN SHOULD READ 1623 VICE 6123)

E.O.11652: GDS

TAGS: PGOV, PFOR, WB, GW

SUBJECT: TIGHTER ALLIED CONTROLS ON ACTIVITIES OF FEDERAL  
PROSECUTOR IN BERLIN

RESF: A) USBERLIN 1017, B) USBERLIN 1607 AND PREVIOUS

1. ALLIED KOMMANDATURA LEGAL COMMITTEE ISSUED LEG/L(76)6  
JULY 30 WITH TEXT CONTAINED REF A. LEG/L, WHICH IS  
INTENDED TO ENSURE THAT SENAT KEEPS ALLIES FULLY AND  
TIMELY INFORMED ON ALL POTENTIAL ESPIONAGE CASES WHICH  
COME TO ITS INTENTION THAT MIGHT INVOLVE FEDERAL  
PROSECUTOR, IRONICALLY CAME OUT VERY DAY THAT GERMANS  
INFORMED US ONLY BELATEDLY IN BERLIN AND BONN OF  
INTENDED ARREST OF SUSPECTED CZECH SPY. HOPEFULLY  
IT WILL IMPROVE OUR CHANCES FOR BETTER COORDINATION  
NEXT TIME.

2. AS WE HAVE NOTED ELSEWHERE , HOWEVER, THE SENAT  
ITSELF WAS UNINFORMED IN THE MATTER OF THE CZECH  
AGENT. SPECIFICALLY, SENATOR FOR THE INTERIOR, NEUBAUE,  
WHO IS SUPPOSED TO SUPERVISE THE LFV, WAS NOT REPEAT  
NOT ADVISED BY THE LFV THAT AN ARREST WOULD BE MADE  
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WE REPROACHED THE LFV FOR THE TARDRY NOTIFICAION OF THE

ALLIES IN THE CZECH CASE, AND THEY SHIFTED THE BLAME TO THE STAATSSCHUTZ AS THE " EXECUTIVE ORGAN( AUSFUEHRENDES ORGAN)." IN FACT, THE STAATSSCHUTZ, AS A POLICE BODY, IS NOT THE APPROPRIATE FIRST OR PRIMARY INSTANCE FOR BRIEFING THE ALLIES, AS INDEED IS SUFFICIENTLY ILLUSTRATED BY THE FACT THAT IT HAS NEVER DONE SO IN THE PAST.

3. THE APPROPRIATE CONTACTS WOULD BE THE LFV ITSELF, OR THE SENAT, EITHER VIA THE CHANCELLRY OR THE SENATORS FOR JUSTICE OR INTERIOR.WE WILL KEEP MENTIONING THIS CASE TO THE GERMANS, AND IDEALLY THE SENAT WILL BE ABLE TO USE THELETTER LEG/L(76)6 AS LEVERAGE IN ASSURING THAT FEDERAL AUTHORITIES WILL NOT BYPASS IT AGAIN.  
GEORGE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** ALLIANCE, BERLIN QUADRIpartite MATTERS, POLITICAL TRIALS, ESPIONAGE AGENTS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 05 AUG 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ShawDG  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976USBERL01623  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D760306-0799  
**From:** USBERLIN  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Legacy Key:** link1976/newtext/t19760881/aaaacsth.tel  
**Line Count:** 75  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION EUR  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
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**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ShawDG  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 27 APR 2004  
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**Review Exemptions:** n/a  
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**Status:** NATIVE  
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AND PREVI  
**TAGS:** PGOV, PFOR, WB, GE  
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